

UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

VISION OF ELK RIVER, INC.)	
Petitioner)	
)	Appeal No. 14-1301
v.)	
)	
NATIONAL LABOR RELATIONS)	
BOARD)	
Respondent)	

JOINT MOTION TO HOLD BRIEFING IN ABEYANCE PENDING
COMPLIANCE WITH TERMS OF SETTLEMENT AGREEMENT

To the Honorable Judges of the United States Court
Of Appeals for the District of Columbia Circuit:

The National Labor Relations Board (“the Board”), by its Deputy Associate General Counsel, and Vision of Elk River, Inc. (“Vision”), by its counsel, respectfully move that this Court hold briefing in this case in abeyance for 90 days pending the completion of compliance with the terms of a settlement agreement. In support of this motion, the parties state as follows:

1. This case is before the Court on Vision’s Petition for Review, and the Board’s Cross-Application for Enforcement, of the Board’s Order issued against Vision and reported at 361 NLRB No. 155. Pursuant to the Court’s scheduling order, dated March 20, 2015, Vision’s opening brief is due to be filed on May 1, 2015.

2. The parties have engaged in settlement negotiations, and reached a settlement agreement on April 27, 2015. The parties anticipate that the agreement, once executed and upon compliance, will fully dispose of all issues in this case without the need for further litigation.

3. The parties also anticipate that full compliance with the terms of the settlement agreement will occur within 90 days after the agreement is executed.

4. If the briefing schedule is placed in abeyance, upon confirmation by the Board's Region that Vision has fully complied with the agreement's terms, the parties will file with the Court a joint stipulation, pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure, to dismiss Vision's Petition for Review and the Board's Application for enforcement.

WHEREFORE, the parties respectfully request that this Court hold briefing in this case in abeyance for 90 days pending the parties' execution of the settlement agreement and Vision's compliance with its terms.

Respectfully Submitted,

Dated: April 28, 2015

/s/ Thomas R. Revnew

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